

**Deposition Designations for:
CARRIE MILDRED DEDRICK
June 26, 2000**

Deposition Designation Key

**Arrowood = Arrowood Indem. Co.
f/k/a Royal Indem. Co. (Light Green)**

BNSF = BNSF Railway Co. (Pink)

Certain Plan Objectors "CPO" = Government Employees Insurance Co.; Republic Insurance Co. n/k/a Starr Indemnity and Liability Co.; OneBeacon America Insurance Co.; Seaton Insurance Co.; Fireman's Fund Insurance Co.; Allianz S.p.A. f/k/a Riunione Adriatica Di Sicurta; and Allianz SE f/k/a Allianz Aktiengesellschaft; Maryland Casualty Co.; Zurich Insurance Co.; and Zurich International (Bermuda) Ltd.; Continental Casualty Co. and Continental Insurance Co. and related subsidiaries and affiliates; Federal Insurance Co.; and AXA Belgium as successor to Royal Belge SA (Orange)

CNA = Continental Cas. Co & Continental Ins. Co. (Red)

**FFIC = Fireman Funds Ins. Co. (Green)
FFIC SC = Fireman Funds Ins. Co. "Surety Claims" (Green)**

GR = Government Employees Ins. Co.; Republic Ins. Co. n/k/a Starr Indemnity and Liability Co.

Libby = Libby Claimants (Black)

OBS = OneBeacon America Ins. Co. and Seaton Ins. Co. (Brown)

PP = Plan Proponents (Blue)

Montana = State of Montana (Magenta)

Travelers = Travelers Cas. and Surety Cos. (Purple)

UCC & BLG = Unsecured Creditors' Committee & Bank Lenders Group (Lavender)

**AFNE = Assume Fact Not in
Evidence**

AO = Attorney Objection

BE = Best Evidence

Cum. = Cumulative

Ctr = Counter Designation

Ctr-Ctr = Counter-Counter

ET = Expert Testimony

F = Foundation

408 = Violation of FRE 408

H = Hearsay

IH - Incomplete Hypothetical

L = Leading

LA = Legal Argument

LC = Legal Conclusion

LPK - Lacks Personal Knowledge

LO = Seeking Legal Opinion

NT = Not Testimony

Obj: = Objection

R = Relevance

S = Speculative

UP = Unfairly Prejudicial under Rule 403

V = Vague

1 IN THE DISTRICT COURT OF THE NINETEENTH
2 JUDICIAL DISTRICT OF THE STATE OF MONTANA
3 IN AND FOR THE COUNTY OF LINCOLN
4

5 CAUSE NO. DV-99-124

6 CARRIE M. DEDRICK and ROBERT W.)
7 DEDRICK, husband and wife,)

8 Plaintiffs,)

9 vs.)

10 W.R. GRACE & CO.-Conn., a)
11 Connecticut corporation,)

12 W.R. GRACE & CO., a Delaware)
13 corporation, W.R. GRACE & CO.,)
14 a/k/a GRACE, an association of)
15 business entities, and DOES I-IV,)

16 Defendants.)

17 D E P O S I T I O N
18 OF

19 CARRIE MILDRED DEDRICK
20

21 Taken at the Venture Motor Inn
22 443 U.S. Highway 2, W.
23 Libby, Montana
24 Monday, June 26, 2000 - 10:00 a.m.

25 Reported by Jolene Asa, RPR, and Notary Public
for the State of Montana, Flathead County

1 same page.

2 MR. MacDONALD: You bet.

3 BY MR. MacDONALD:

4 Q Carrie, was your husband ever in the
5 military?

6 A No.

Libby

7 Q Carrie, as you sit here today, how would
8 you describe your general health?

9 A It's not the same. I can't breathe. I
10 can't walk around a grocery store. I cough all
11 night, sit in a chair most of the time. I don't do
12 the things that I used to do, like go boating with
13 my husband. I can't crawl in and out of the boat.
14 I can't go down on the river and fish. We do
15 nothing together that we used to do.

16 Q Carrie, other than your breathing problems
17 and your cough, things associated with your lungs,
18 do you have any other health problems to speak of?

19 A No. I take thyroid because I've had a
20 thyroid problem for years.

21 Q But that's under control?

22 A Yes.

23 Q How long have you had a breathing problem
24 that you can recall, Carrie?

25 A Positively, three and a half years almost.

1 have a boat too, a fishing boat.

2 Q And would you bring that up there too, the
3 fishing boat?

4 A My husband and I would take the fishing
5 boat up, and we would also take the kids and take
6 them fishing in our fishing boat. I won't be able
7 to do that this summer.

Libby

8 Q Carrie, what is your understanding of your
9 breathing problem? What is it?

10 A I have asbestosis in my lungs. I have
11 rales in my lungs. I have been going for the past
12 five months -- One month I went twice to
13 Dr. Whitehouse.

14 Q What is your understanding of what
15 asbestosis is?

16 A It's a terrible disease, and there's no
17 cure for it.

18 Q Could you describe for me as best you can
19 your understanding of what the terrible disease is,
20 what it does to you?

21 A Causes (sic) you from having a good life,
22 breathing properly. It causes you to cough, and to
23 me it's my death sentence.

24 Q Carrie, after you started noticing your
25 breathing problem with your cough in the summer of

Arrowood
obj:
H;F

1 Q Did you get a chance to talk to
2 Dr. Whitehouse last week?

3 A Yes. He told me to call back this Friday.

4 Q Did you explain to him what Connie Boyd
5 had talked to you about?

6 A He talks to her all the time. He calls
7 her and talks back and forth.

8 Q So Dr. Whitehouse didn't prescribe any
9 medication for you either to help your immune
10 system?

11 A No. No. To tell you the truth, I don't
12 know if there is anything they can do to get my
13 immune system back.

Libby

14 Q Carrie, do you have any particular
15 sickness right now, I mean, other than what we've
16 talked about? I mean, do you have a cold or any
17 other things that --

18 A I just cough, and my chest is tight and
19 the same -- Sometimes I lose my voice, and it's hard
20 to talk. I have a dry cough all the time. I really
21 have been a healthy, energetic person all of my
22 life. My friend named Pat and I would walk four
23 miles up at the Asa Wood School every morning in,
24 like, 40 to 45 minutes because we'd really go at it.
25 Like I said, I can't hardly walk upstairs or go

Libby

1 downstairs, go to the grocery store. I used to go
2 around the grocery store and think nothing of it. I
3 don't really like to go out to eat because I cough.

4 Q Carrie, have you talked to Dr. Whitehouse
5 about what the future holds for you, what your
6 prognosis is?

7 A I think I know. I haven't personally come
8 out and talked to him, but Connie and I have
9 discussed what happens to me.

10 Q And what's your understanding from Connie
11 of what happens to you?

12 A I die.

13 Q Did Connie tell you any range of how long
14 before you die?

15 A No. I just keep saying to her, What
16 happens to me next, like, when this immune system --
17 What's next for me?

18 She's hugs me and says, Well, you'll get
19 through it.

20 Q And you've never talked to Dr. Whitehouse
21 about how long you may have?

22 A No. I could ask him Friday.

23 Q And he's never offered that information to
24 you?

25 A No.

Arrowood
Obj:
H

1 Q Do you remember ever having any Workers'
2 Comp claims in your history of working?

3 A For being hurt?

4 Q Yes.

5 A No.

6 Q Carrie, have you ever had any treatment
7 for alcohol-related problems?

8 A Never.

9 Q Have you had any treatment for --
10 psychiatric treatment?

11 A Never.

Libby

12 Q Have you ever had any marriage counseling
13 of any kind?

14 A No, but I need it now.

15 Q Why do you need it now?

16 A This is very stressful, what my husband
17 and I both are going through. It's caused our
18 relationship to be not so great. We fight almost
19 every day because we're stressed out over this
20 disease that we both have.

21 Q How long has it been, Carrie, since you
22 noticed this increase in the stress and your
23 relationship with your husband?

24 A The last two years.

25 Q Have you tried any type of an appointment

Libby

1 or sought out any therapy help in the last two
2 years?

3 A No, but we're going to.

4 Q Do you know who you're going to see?

5 A There's some stress counselors coming to
6 town. We've been married for 50 years September 2nd
7 of this year, and we still love each other, but it's
8 very stressful.

9 Q Do you have a particular name of any
10 individual that you're planning to see?

11 A No, I don't.

12 Q So there isn't anyone here in town or
13 Kalispell or Troy that you want to seek therapy
14 with? You're waiting for somebody to come into
15 town?

16 MR. SULLIVAN: Just for a point of
17 clarification, is this the disaster relief program
18 that the EPA is bringing in as a result of what
19 W.R. Grace -- as a result of the asbestos that's
20 contaminated the community?

21 THE WITNESS: Yes.

22 MR. SULLIVAN: The EPA is providing
23 some sort of developing of an infrastructure for
24 stress relief for victims?

25 THE WITNESS: Yes. There are many of

Arrowood
OBJ:
L; AFNE;

Libby

1 us. Yes.

2 BY MR. MacDONALD:

3 Q So you're waiting to see some kind of
4 government-sponsored stress relief program before
5 you seek some type of therapy? Is that my
6 understanding? Is my understanding correct?

7 A Yes, but if it doesn't come, we still will
8 go seek help. I also work with the hospital board.
9 They chose me to be on the board with them to work
10 out these things.

11 Q Carrie, how long have you been on the
12 hospital board?

13 A It's not the regular hospital board. It's
14 a special group of people that they -- of different
15 people in the community. I've been going to the
16 meetings for three months or something like that.
17 I'm not positive. They're working out all of these
18 things so people can have counselors.

19 Q You mentioned, Carrie, that you believe
20 your husband has asbestosis too; is that correct?

21 A Yes.

22 Q How long have you known that your husband
23 has asbestosis?

24 A When I went to Dr. Whitehouse my first
25 time, he had been diagnosed with it a year before

Arrowood
Obj:
H;F

1 MR. SULLIVAN: When was it that you
2 found out --

3 If I can put words in Carrie's mouth.

4 When was it that you found out, years
5 later or whenever it was, that that had been the
6 case?

7 MR. MacDONALD: That's fine.

8 MR. SULLIVAN: When Dr. Whitehouse
9 told me.

10 BY MR. MacDONALD:

11 Q Prior to seeing Dr. Whitehouse, you didn't
12 know that you had ever been exposed to asbestos?

13 A (Witness shook head.)

14 Q Is that a --

15 A No.

Libby

16 Q Okay. Could you describe for me as best
17 you can the discussion you had with Dr. Whitehouse
18 about your exposure to asbestos?

19 A He didn't really go into it that much. He
20 said I had it. My husband worked there. He would
21 come home with his dirty clothes. I did the washing
22 of his clothes. As a child, we all played in it.

23 Q To the best of your knowledge, Carrie,
24 have you ever been exposed to asbestos in any other
25 way?

Arrowood
Obj:
H

Libby [

1

A No.

2

Q Were you ever around insulation that you

3

know of?

4

A No.

5

Q How about tile? Were you ever around when

6

tile was being installed?

7

A No.

8

Q Carrie, have you ever seen duct work on

9

pipe, falling off pipes at any time in your life?

10

A Falling off, no.

11

Q Have you ever worked or been around

12

somebody doing duct work on pipes?

13

A No.

14

Q Have you ever worked on brakes or been

15

around somebody working on brakes?

16

A No.

Libby [

17

Q Now, when you said that your husband

18

worked up there, was he an employee of W.R. Grace?

19

A Yes, but -- Can I explain?

20

Q Yes.

21

A He worked for J.E. Johnson Construction

22

Company, and they worked for -- They were all

23

employed by Grace.

24

Q What type of work did your husband do for

25

J.E. Johnson Construction?

Libby

1 A Built buildings, worked on the
2 transformer.

3 MR. DEDRICK: Carpenter.

4 THE WITNESS: He was a carpenter.

5 MR. MacDONALD: Mr. Dedrick, I'm
6 going to have to ask you to try to be quiet. Okay?

7 MR. DEDRICK: I understand.

8 MR. MacDONALD: I know it's hard.
9 You'll get your chance.

10 THE WITNESS: He was a carpenter.

11 MR. DEDRICK: I was a carpenter.

12 MR. MacDONALD: Okay.

13 BY MR. MacDONALD:

Libby

14 Q When you say "Worked up there," how long
15 did your husband work up there at the Zonolite mine?

16 A 11 to 12 months.

17 Q Do you know what building he was building
18 when he was up there?

19 A Not for sure. He worked on several.

20 Q Was your husband a carpenter by trade?

21 A Yes.

22 Q And how long did he work for J.E. Johnson?
23 Do you remember?

24 A Those months.

25 Q So the only time he worked for

1 J.E. Johnson was when he was building buildings up
2 at Zonolite?

3 A Yes.

4 Q Do you remember why he left J.E. Johnson
5 Construction?

6 A He went to work for the dam.

7 Q Did your husband ever do any cement work,
8 work with cement that you recall?

9 A No.

Libby

10 Q What do you recall about that 11- to
11 12-month period when your husband was working for
12 J.E. Johnson and building buildings up at Zonolite?

13 A He would come home filthy, have dust all
14 over. The pickup would be covered with dust on the
15 inside.

16 Q Did he ever come home filthy in any of his
17 other jobs, filled with dust, that you recall?

18 A No.

19 Q Did you make him clean off the dust as
20 best he could outside before he came into your
21 house?

22 A He would stamp his feet and take his
23 clothes off in the back porch area.

24 Q And then would you immediately put those
25 clothes in the washer?

1 than your normal speed?

2 A I was walking slow.

3 Q Slower than you did last summer?

4 A About the same.

5 Q How about if you took rests, more rests
6 than you have?

7 A I have stopped. I have stopped. I can't
8 breathe, and I'm panting, so I stop.

9 Q You mentioned that you can't garden
10 anymore?

11 A Yes.

12 Q When is the last time you did gardening?

13 A I started it last year, and he, my
14 husband, finished it.

15 Q Did you try to start it this year?

16 A No.

17 Q How come?

18 A It would be too much for me.

Libby

19 Q Anything else, Carrie, you used to like to
20 do that you can't do now?

21 A The walking, planting flowers, the
22 digging. It's just too much. I get too tired.

23 Q Did you try to plant flowers this year?

24 A I did, yes.

25 Q How long did you do that?

1 Q Carrie, what was your maiden name?

2 A Williams.

3 Q Do you still have relatives up here,

4 Williams relatives in the Libby area?

5 A Yes.

6 Q Who would they be?

7 A I have a sister that lives in Troy.

8 Q What's her name?

9 A Laura Meyers.

10 Q And who is her husband?

11 A Lewis Meyers.

12 Q Do you have any other brothers and

13 sisters?

14 A She's my real sister. Then I have a half

15 brother, Tom Pettitt.

16 Q Where does he live?

17 A In Libby.

Libby

18 Q Carrie, you also mentioned that you played

19 around asbestos when you were a child; is that

20 correct?

21 A Yes.

22 Q Where did you do that?

23 A About a block from the popping plant. All

24 the kids in my neighborhood would play in it.

25 Q What did it look like?

Libby

1 A It's a big, long building with smoke
2 coming out of the building, and then we would get in
3 the building and swing on the rope and jump in it.

4 Q When you say "Jump in it," what was it
5 like?

6 A There was a rope in there, and we'd swing
7 on the rope and jump into the piles.

8 Q What did the piles look like?

9 A Dusty, and you'd sink.

10 Q Do you know what the material was, the
11 pile of material?

12 A Huh-uh. No.

13 Q Why do you think there was asbestos in
14 those materials?

15 A I didn't know that then.

16 Q Why do you think it now?

17 A It's in the papers. They're cleaning it
18 up.

19 Q Until it was in the papers --

20 A And I played on the ball field. I was in
21 track in high school.

22 Q Until it was in the papers, you didn't
23 know that there was asbestos in the materials that
24 you played in as a child?

25 A No. Not as a child, no.

1 EXAMINATION

2 BY MR. SULLIVAN:

Libby

3 Q Carrie, before we took our break, Terry
4 was asking you some questions about various ways you
5 might have been exposed to the vermiculite and
6 asbestos that was later found to be in the
7 vermiculite. Did you ever have vermiculite in your
8 gardens?

9 A Yes.

10 Q And can you explain how the vermiculite
11 would be gotten and placed there?

12 A My husband would bring it home and dump
13 it, and Lerah and the Parkers were friends, and they
14 told me -- Lerah told me that we could have it for
15 free, to come up and get it any time we wanted it,
16 so we did.

17 Q So if I understand correctly, the Parkers
18 purchased the river export facility from W.R. Grace
19 sometime in approximately 1995; is that correct?

20 A Yes.

21 Q And so at the time that the Parkers
22 purchased the facility from W.R. Grace, there were
23 piles of vermiculite lying around?

24 MR. MacDONALD: Objection as to form.

25 THE WITNESS: Yes.